



Development Allowance Authority Amendment Act 1993

No. 2 of 1994

An Act to amend the *Development Allowance Authority Act 1992*

[Assented to 18 January 1994]

The Parliament of Australia enacts:

Short title etc.

1.(1) This Act may be cited as the *Development Allowance Authority Amendment Act 1993*.

(2) In this Act, “**Principal Act**” means the *Development Allowance Authority Act 1992*¹.

Commencement

2. This Act commences on the day on which it receives the Royal Assent.

Simplified outline of scheme of Act

3. Section 4 of the Principal Act is amended by omitting from paragraph (a) “before 1 January 1993”.

Interpretation

4. Section 6 of the Principal Act is amended by inserting the following definitions:

“ **‘ancillary printing unit’** means any of the following units, where the unit is ancillary to a printing unit:

- (a) a plate-making unit;
- (b) a bromide-making unit;
- (c) a paper handling or storage unit;
- (d) a unit for placing inserts in newspapers, magazines or periodicals;
- (e) a unit for packaging newspapers, magazines or periodicals;
- (f) a printing-waste handling or storage unit;
- (g) a printing-ink handling or storage unit;

‘component’, in relation to a motor vehicle, includes an assembly;

‘eligible print media installation’ means so much of a print media installation as consists of:

- (a) a printing unit; or
- (b) an ancillary printing unit;

‘ineligible print media installation’ means so much of a print media installation as does not consist of an eligible print media installation;

‘motor vehicle’ means a vehicle that:

- (a) uses, or is designed to use, volatile spirit, gas, oil, electricity or any other power (not being human or animal power) as the principal means of propulsion; and
- (b) is designed solely or principally for the transport on public roads of people, animals or goods;

‘motor vehicle component’ means a component to be used in the manufacture of a motor vehicle, and includes a component of such a component;

‘motor vehicle industry’ means the industry of engaging in the manufacture of:

- (a) motor vehicles; or
- (b) motor vehicle components;

‘motor vehicle industry activity’ means an activity which forms part of the motor vehicle industry;

‘print media installation’ means a productive facility, or a part of a productive facility, that is wholly or principally for use by the operator of the facility in or in connection with the operator’s capacity as a participant in the print media industry;

‘vehicle’ means any means of conveyance which runs on wheels, but does not include a vehicle used on a railway or tramway;”.

Basic eligibility test for project expenditure

5. Section 15 of the Principal Act is amended:

- (a) by inserting in paragraph (b) “an ineligible print media installation or is” before “wholly”;
- (b) by omitting sub-subparagraph (b)(v)(C);
- (c) by adding at the end of subparagraph (b)(vi) “(other than the motor vehicle industry or a motor vehicle industry activity)”.

Timing of application

6. Section 27 of the Principal Act is amended:

- (a) by omitting “An application” and substituting “Subject to subsection (2), an application”;
- (b) by adding at the end the following subsection:

“(2) If either of the following paragraphs applies to an application for registration of expenditure:

- (a) the expenditure passes the basic eligibility test only because the motor vehicle industry and motor vehicle industry activities are excluded from subparagraph 15(b)(vi);
- (b) the expenditure is attributable to an eligible print media installation;

the application is to be given to the DAA before whichever is the later of:

- (c) the 29th day after the day on which the *Development Allowance Authority Amendment Act 1993* received the Royal Assent; or
- (d) 1 October 1993.”.

Criteria for granting application

7. Section 40 of the Principal Act is amended by omitting paragraph (c) and substituting the following paragraph:

“(c) if:

- (i) no substantial commitment to the completion of the project has occurred before 1 January 1993; or
- (ii) the expenditure:

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(A) passes the basic eligibility test only because the motor vehicle industry and motor vehicle industry activities are excluded from subparagraph 15(b)(vi); or

(B) is attributable to an eligible print media installation;

it is reasonably likely that the expenditure will pass the competitiveness test; and”.

NOTE

1. No. 99, 1992, as amended. For previous amendments, see Nos. 129 and 167, 1992.
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*[Minister's second reading speech made in—
Senate on 27 May 1993
House of Representatives on 18 October 1993]*